

Serial No: 10/606.996 Attorney Docket No: 10517/172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Noritake Mitsutani, et al.

Application No.:

10/606,996

Filed:

June 27, 2003

For:

CONTROL SYSTEM AND METHOD

FOR MOTOR VEHICLES

Group Art Unit:

3747

Examiner:

Dirk Wright

REQUEST FOR CONSIDERATION OF PREVIOUSLY DISCLOSED INFORMATION DISCLOSURE STATEMENT

Mail Stop - Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

On June 27, 2003, an Information Disclosure Statement was filed. Applicants did not receive an initialed copy of the 1449 with the Notice of Allowance. Attached are copies of the Information Disclosure Statement filed on June 27, 2003, along with the stamped postcard and 1449. It is noted that copies of the references are stored on PAIRS. The Examiner is requested to initial the attached 1449 and forward a copy to Applicants' representative.

Respectfully submitted,

KENYON & KENYÒN

Dated: January 19, 2005

David J. Zibelli

Registration No. 36,394

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PATENT Serial No. Unassigned Docket No. 10517/172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Noritake Mitsutani, et al.

Serial No.

Unassigned

Filed

Herewith

Group Art Unit

Unassigned

Examiner

Unassigned

For

CONTROL SYSTEM AND METHOD FOR

MOTOR VEHICLES

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 CFR § 1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The paragraphs marked below are applicable.

- 1. This Information Disclosure Statement is being filed (a) within three months of the U.S. filing date or the date of filing a CPA, OR (b) before the mailing date of a first Office Action on the merits in the present application. No certification or fee is required.
- ☐ 2. This Information Disclosure Statement is being filed with a Request for Continued Examination (RCE). No certification or fee is required.
- 3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

PATENT Serial No. Unassigned Docket No. 10517/172 Page 2 of 3

a. I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prio to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).	r
D. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).	-
c. Please debit Deposit Account No. 11-0600 in the amount of \$180.00 in payment of the fee under 37 CFR §1.17(p) to ensure consideration of the disclosed information. Two duplicate copies of this paper are attached.	•
4. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Applicant(s) hereby petition(s) that the Information Disclosure Statement be considered. Please debit Deposit Account No. 11-0600 in the amount of \$130.00 in payment of the petition fee under 37 CFR §1.17(i)(1) to ensure consideration of the disclosed information. Two duplicate copies of this paper are attached.	
a. I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).	r
Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).	
\square 5. Relevance of the non-English language reference(s) is discussed in the present specification.	
☐ 6. The reference(s) was/were cited in a counterpart foreign application. An English language version of the foreign search report is attached for the Examiner's information.	
7. A concise explanation of the relevance of the non-English language reference(s) appears in the Appendix attached hereto.	

PATENT Serial No. Unassigned Docket No. 10517/172 Page 3 of 3

□ No	8.	The Examiner _, filed, which is	's attention is dire	cted to co-pending U.S. Patent Application dischairs to technical subject matter. The
identif secred patent	ication by as to t. The	of this U.S. Pa that application Examiner is res	tent Application is on now or upon iss	not to be construed as a waiver of uance of the present application as a ded to consider the cited application and the
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date u	ation N	lo, 5 U.S.C. §120.	filed	by or submitted to the Office in parent _, which is relied upon for an earlier filing nese references are not attached. 37
☐ previo	11. usly file	An English-la ed in the prese	nguage Abstract on nt application is at	f a non-English language reference ached hereto.
				Respectfully submitted,
				KENYON & KENYON
			•	Was nolon
Date:	June	27, 2003		Mark H. Neblett Registration No. 42 028

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Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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Substitute for form 12 Complete if Known **Application Number** To be assigned INFORMATION DISCLOSURE Filing Date Herewith STATEMENT BY APPLICANT First Named Inventor Noritake Mitsutani, et al. Group Art Unit To be assigned (use as many sheets as necessary) Examiner Name To be assigned Sheet of 10517/172 Attorney Docket Number

	1	Document Number		T DOCUMENTS Name of Patentee or Applicant of	· · · · · · · · · · · · · · · · · · ·
Examiner Initials *	Cite No. ¹	Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Cited Document	Pages, Columns, Lines, Where Relevant Passage or Relevant Figures Appear
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		FOREIGN	PATENT DO	CUMENTS		•	
Examiner Initials*		Foreign Patent Document		Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	Cite No. ¹	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document		T ⁶	
		JP 6-17727 A	1/25/1994	Kozo		X (abstract)	
		JP 2000-297668 A	10/24/2000	Hiroshi et al.		X (abstract)	
		JP 10-212983 A	8/11/1998	Takahiro et al.		X (abstract)	
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Examiner Signature	Date Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional) . ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.
³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

1391.36

FILED: June 27, 2003

The stamp in the Patent Office may be taken as acknowledge, the receipt, on the date stamped, of

INVENTOR(S): Noritake Mitsutani, et al.

SERIAL NO.: To be assigned

TITLE: "CONTROL SYSTEM AND METHOD FOR MOTOR VEHICLES

PAPERS FILED:

1. Fee Transmittal (in duplicate)

2. Utility Patent Application Transmittal

3. Specification (26 pages) (9 sheets of drawings)

4. Declaration and Power of Attorney (2 pages)

5. Assignment with Recording Cever Sheat (4 pages)

6. Information Disclosure Statement

7. PTO Form 1449 + 3 references

8. Claim to Convention Priority Under 35 U.S.C. § 119

21904 U.S. PTO 10/606996

Mark H. Neblett/kw

10517/172

June 27, 2003

The stamp of the Latent Office may be taken as acknowledging time eceipt, on the date stamped, of

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SERIAL NO.: To be assigned

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10517/172

June 27, 2003

